

**CHURCH & DWIGHT CO., INC.**

469 North Harrison Street, Princeton, NJ 08543-5297

LAW DEPARTMENT

U.S.P.T.O. CUSTOMER NO. 45980

Fax: (609) 497-7179

**RECEIVED  
CENTRAL FAX CENTER****JAN 26 2006*****FACSIMILE TRANSMITTAL SHEET AND  
CERTIFICATE OF TRANSMISSION UNDER 37 CFR 1.8***

**TO: U.S.P.T.O. CENTRAL FAX NUMBER**  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

DATE: January 26, 2006

PHONE #:

FAX #: 571-273-8300

**FROM: Janet B. Rubinstein**  
(Typed or printed name of person signing below Certificate)

Phone: (609) 683-7084

Fax: (609) 497-7179

NUMBER OF PAGES IN THIS TRANSMISSION, INCLUDING THIS PAGE: 7

In Re Application of: Chan et al.  
Serial No.: 10/659,101  
Filing Date: September 10, 2003  
Title: Electric Toothbrush Housing Design

Group Art Unit: 1744  
Examiner: Chin, Randall E.  
Confirmation No.: 4327  
CUSTOMER NO.: 45980

I hereby certify that the following identified correspondence items:

- [xx] This Certificate of Mailing (1 page);
- [xx] Revocation of Power of Attorney with New Power of Attorney and Correspondence Address (2 pages); and
- [xx] Statement Under 37 CFR 3.73(b) (4 pages)

are being facsimile transmitted under 37 CFR Section 1.8 to the United States Patent and Trademark Office Central Fax Number 571-273-8300 on this 26<sup>th</sup> day of January, 2006.

 (Signature)  
Janet B. Rubinstein

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22532\_1

**RECEIVED  
CENTRAL FAX CENTER****JAN 26 2006**Practitioner's Docket No. 99047**PATENT****IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**☒ In re application of: Chan et al.

Application No.: 10 / 659,101

Group No.: 1744

Filed: September 10, 2003

Examiner: Randall E. Chin

For: ELECTRIC TOOTHBRUSH HOUSING DESIGN

☐ Patent No\*:

Issued:

*\*NOTE: Insert name(s) of inventor(s) and title also for patent.*

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

**POWER OF ATTORNEY BY ASSIGNEE OF ENTIRE INTEREST  
(REVOCATION OF PRIOR POWERS)***NOTE: Submission of a Power of Attorney after issuance of the Notice of Allowance in an application does not result in a reduction in patent term adjustment under 37 C.F.R. § 1.704(c)(10). See Notice of May 29, 2001, 1247 OG 111-112, June 26, 2001.*

As assignee of record of the entire interest of the above identified

☒ application,☐ patent,**REVOCATION OF PRIOR POWERS OF ATTORNEY**

all powers of attorney previously given are hereby revoked and

**NEW POWER OF ATTORNEY**

the following attorney(s) and/or agent(s) are hereby appointed to prosecute and transact all business in the Patent and Trademark Office connected therewith.

*(list name and registration number)*

All attorneys and agents listed under Customer No. 45980

*(check the following item, if applicable)*

- ☐ Attached, as part of this power of attorney, is the authorization of the above-named attorney(s) to accept and follow instructions from my representative(s).

*(Power of Attorney by Assignee of Entire Interest [12-2]—page 1 of 2)*

**SEND CORRESPONDENCE TO:**  
Stephen B. Shear, Esq.  
Church & Dwight Co., Inc.  
469 North Harrison Street  
Princeton NJ 08543-5297

**DIRECT TELEPHONE CALLS TO:**  
Stephen B. Shear  
609-497-7415

Customer No. 45980

Church & Dwight Co., Inc.  
(Type or print identity of assignee of entire interest)

469 North Harrison Street  
Address  
Princeton NJ 08543-5297

- ☒ Recorded in PTO on 11/7/2005  
Reel 016735  
Frame 0621  
☐ Recorded herewith

**ASSIGNEE STATEMENT**

Attached to this power is a "STATEMENT UNDER 37 C.F.R. § 3.73(b)."

Signature

David J. Schuman

(Type or print name of person authorized to  
sign on behalf of assignee)

Assistant Corporate Secretary  
Title

Date January 26, 2006

NOTE: The assignee of the entire interest may revoke previous powers and be represented by an attorney of his or her selection. 37 C.F.R. § 1.36.

(check the following item, if it forms a part of this power of attorney)

- ☐ Added page—Authorization of attorney(s) to accept and follow instructions from representative.

(Power of Attorney by Assignee of Entire Interest [12-2]—page 2 of 2)

Practitioner's Docket No. 99047**PATENT****IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**In re application of: Chan et al.Application No.: 10 /659,101Group No.: 1744Filed: September 10, 2003For: ELECTRIC TOOTHBRUSHExaminer: Randall E. ChinHOUSING DESIGN

Issue Date: \_\_\_\_\_

Patent: \_\_\_\_\_

Issue Date: \_\_\_\_\_

Reexamination No.: \_\_\_\_\_

Issue Date: \_\_\_\_\_

Reissue: \_\_\_\_\_

\* NOTE: Insert name(s) of inventor(s) and title for patent.

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

**STATEMENT UNDER 37 C.F.R. § 3.73(b)—  
ESTABLISHING RIGHT OF ASSIGNEE TO TAKE ACTION****CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10\****(When using Express Mail, the Express Mail label number is mandatory;  
Express Mail certification is optional.)*

I hereby certify that, on the date shown below, this correspondence is being:

**MAILING**☒ deposited with the United States Postal Service in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

37 C.F.R. § 1.8(a)

37 C.F.R. § 1.10 \*

☐ with sufficient postage as first class mail.☐ as "Express Mail Post Office to Addressee"

Mailing Label No. \_\_\_\_\_ (mandatory)

**TRANSMISSION**☒ facsimile transmitted to the Patent and Trademark Office, (Fax) 571-273-8300

Signature

Date:

Janet B. Rubinstein

(type or print name of person certifying)

\* Only the date of filing (§ 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under § 1.8 continues to be taken into account in determining timeliness. See § 1.703(f). Consider "Express Mail Post Office to Addressee" (§ 1.10) or facsimile transmission (§ 1.8(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

(Statement under 37 C.F.R. § 3.73(b) — Establishing Right of Assignee to Take Action [16-18]—page 1 of 4)

NOTE: 37 CFR 3.73(b) states: "When an assignee seeks to take action in a matter before the Office with respect to a patent application, . . . patent, registration, or reexamination proceeding, the assignee must establish its ownership of the property to the satisfaction of the Commissioner. Ownership is established by submitting to the Office, in the Office file related to the matter in which action is sought to be taken, documentary evidence of a chain of title from the original owner to the assignee (e.g., copy of an executed assignment submitted for recording) or by specifying (e.g., reel and frame number) where such evidence is recorded in the Office. The submission establishing ownership must be signed by a party authorized to act on behalf of the assignee. Documents submitted to establish ownership may be required to be recorded as a condition to permitting the assignee to take action in a matter pending before the Office."

NOTE: "Section 3.73(b) is amended to remove the sentence requiring an assignee to specifically state that the evidentiary documents have been reviewed and to certify that title is in the assignee seeking to take action. The sentence is deemed to be unnecessary in view of the amendment to §§ 1.4(d) and 10.18." Notice of Oct. 10, 1997, 62 Fed. Reg. 53,131, at 53,174.

1. The assignee(s) of the entire right, title and interest hereby seek(s) to take action in the PTO in this matter.

#### IDENTIFICATION OF ASSIGNEE

2. Church & Dwight Co., Inc.  
Name of assignee  
Delaware corporation  
Type of assignee, e.g., corporation, partnership, university, government agency, etc.

#### PERSON AUTHORIZED TO SIGN

3. David J. Schuman  
(Type name of person authorized to sign on behalf of assignee)  
Assistant Corporate Secretary  
Title of person authorized to sign

NOTE: The Notice of April 30, 1993 (1150 O.G. 62-64) points out:

"The statement under 37 CFR 3.73(b) may be signed on behalf of the assignee in the following two manners if the assignee is an organization (e.g., corporation, partnership, university, government agency, etc.).

"(1) The statement may be signed by a person in the organization having apparent authority to sign on behalf of the organization. An officer (president, vice-president, secretary, or treasurer) is presumed to have authority to sign on behalf of the organization. The signature of the chairman of the board of directors is acceptable, but not the signature of an individual director. A person having a title (manager, director, administrator, general counsel) that does not clearly set forth that person as an officer of the assignee is not presumed to be an officer of the assignee or to have authority to sign the statement on behalf of the assignee. A power of attorney from the inventors in an organization to a practitioner to prosecute a patent application does not make the practitioner an official of an assignee or empower the practitioner to sign the statement on behalf of the assignee.

"(2) The statement may be signed by any person, if the statement includes an averment that the person is empowered to sign the statement on behalf of the assignee and, if not signed by a registered practitioner, the statement must be in oath or declaration form. Where a statement does not include such an averment, and the person signing does not hold a position in the organization that would give rise to a presumption that the person is empowered to sign the statement on behalf of the assignee, evidence of the person's authority to sign will be required."

[Author's Note: The requirement for an oath or declaration for this statement by a person not a registered practitioner was rescinded by the rules effective December 1, 1997.]

(complete the following, if applicable)

- ☒ I, the person signing below, state that I am empowered to sign this statement on behalf of the assignee.

(Statement under 37 C.F.R. § 3.73(b).— Establishing Right of Assignee to Take Action [18-18]—page 2 of 4)

**BASIS OF ASSIGNEE'S INTEREST**

Ownership by the assignee is established as follows:

A.

☐

2.

**AND/OR**B. ☒ A chain of title from the inventor(s) to the current assignee as shown below:1. From: John G. Chan, John R. Whitney & Patrick W. Brown

Name of inventor(s)

To: The Procter & Gamble CompanyRecorded in PTO: Reel  
014393 Frame 07482. From: The Procter & Gamble Company

Name of inventor(s) or assignee

To: Church & Dwight Co., Inc.Recorded in PTO: Reel  
016735 Frame 0621

3. From: \_\_\_\_\_

Name of inventor(s) or assignee

To: \_\_\_\_\_

Recorded in PTO: Reel  
\_\_\_\_\_ Frame \_\_\_\_\_*(check item below, and add details, if applicable)*

- ☐
- Additional documents in the chain of title are listed in the attached Supplemental Sheet.

**COPIES OF DOCUMENTS IN CHAIN OF TITLE***(complete this item, if copies are being sent)*

- ☐
- Copies of the assignment(s) or other document(s) in the chain of title are attached as follows:

☐ A☐ 1☐ 2☐ B☐ 1☐ 2☐ 3

(Statement under 37 C.F.R. § 3.73(b) — Establishing Right of Assignee to Take Action [16-16]—page 3 of 4)



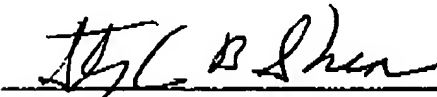
(Signature of authorized person)

David J. Schuman

(Type or print name of authorized person)

Assistant Corporate Secretary

Title of authorized person



SIGNATURE OF PRACTITIONER

Stephen B. Shear

(Type or print name of practitioner)

Church & Dwight Co., Inc.

P.O. Address

Law Dept. - Patents

469 N. Harrison Street

Princeton, NJ 08543-5297

Reg. No.: 28,116

Tel. No.: (609) 497-7415

Customer No.: 45980

(Statement under 37 C.F.R. § 3.73(b) — Establishing Right of Assignee to Take Action [18-18]—page 4 of 4)